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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT TACOMA

11 DELENA M. VOSHELL,

12 Plaintiff,

13 v.

14 MICHAEL J. ASTRUE, Commissioner of  
Social Security,

15 Defendant.  
16

CASE NO. C08-5675 FDB

ORDER ADOPTING REPORT  
AND RECOMMENDATION  
AFFIRMING COMMISSINER

17 The Magistrate Judge recommends that the Court should conclude that Delena M.  
18 Voshell was properly denied social security benefits because application of the proper legal  
19 standard and substantial evidence support the Administrative Law Judge's (ALJ) finding that  
20 Plaintiff is not disabled. Plaintiff has not filed objections to the Report and  
21 Recommendation.  
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23 The Court, having reviewed plaintiff's complaint, the Report and Recommendation of  
24 Judge J. Richard Creatura, United States Magistrate Judge, and the remaining record, does  
25 hereby find and ORDER:  
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(1) The Court adopts the Report and Recommendation;

1 (2) The administrative decision is AFFIRMED; and

2 (3) The Clerk is directed to send copies of this Order to counsel of record.

3 DATED this 31<sup>st</sup> day of August, 2009.

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6 FRANKLIN D. BURGESS  
7 UNITED STATES DISTRICT JUDGE  
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